

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

P.S. – Education (SE) Department – Departmental Proceedings against Sri **B.V.R.K. Murthy**, G.A.O.(Retd.), Guntur, for certain irregularities committed by him while working as Superintendent, o/o the D.E.O., Guntur – **Further action dropped** – Orders – Issued.

EDUCATION [SE- Vig.I(1)] DEPARTMENT

G.O.Rt. No. 518,

Dated: 02.09.2009.

Read the following :

- 1 From the D.G., ACB.,Lr.No.6/RE-VGT/92, dt.9.9.1992 & dt.5.2.1994.
- 2 Proc. of C&DSE, Rc.No.419/C2-4/2003, dt.12.4.2002.
- 3 Explanation of Sri B.V.R.K.Murthy, dt.1.5.2002.
- 4 From the DSE,Lr.Rc.No.419/C2-4/2001,dt.4.10.2003 & dt.21.3.2004.
- 5 GORt.Nos. 96 Edn., dt.9.2.2005.
- 6 Order dt.7.3.2006 of APAT in OA No.3628/2005 filed by Sri BVRK Murthy.
- 7 From Smt.B.Seshukumari, Enquiry Report dt.31.3.2006.
- 8 From the D.S.E., letter Rc.No.419/Vig.1/DSE/2001-1, dt.5.7.2008
- 9 Judgment dt.25.6.2008 of High Court in W.P.No.26318/2006.

ORDER :

On noticing that Sri B.V.R.K. Murthy, while working as Superintendent, o/o D.E.O., Guntur, has committed certain irregularities and assisted the D.E.O., Guntur, in appointment of SGTs in RCM Elementary Schools in Guntur district in violation of rules, etc., the Commissioner & Director of School Education, in his proc. dt.10.2.95, has appointed the R.J.D.S.E., Guntur, as Enquiry Officer and the R.J.D.S.E.,submitted report on 27.9.1996. As it is a preliminary enquiry report, the C&DSE framed Articles of Charges against Sri B.V.R.K.Murthy vide Proc.2nd read above. Sri B.V.R.K.Murthy has submitted his written statement of defence 3rd read above. Sri B.V.R.K. Murthy retired from service on 30.6.2003 and provisional pension was sanctioned to him vide G.O.Rt.No.495 dt.19.12.2003. At this stage, the C&DSE in the reference 4th read above, has furnished copies of Charge Memo. and Written Statement of Defence of Sri BVRK Murthy to the Government for taking further action as the Government is the competent authority to take action against the retired officers under A.P.Revised Pension Rules,1980. In the G.O.5th read above, Smt.B.Seshu Kumari, Joint Director, was appointed as Enquiry Officer.

2. On a OA No.3628/2005 filed by Sri BVRK Murthy, the Hon'ble APAT in its order 6th read above, has quashed the charge memo. 1st read above and consequential proceedings and directed to release the pensionery benefits. The Government have filed a W.P.No.26318/2006 in the High Court and obtained stay orders. The Enquiry Officer has submitted enquiry report 7th read above to the D.S.E.; and in his letter 8th read above, the DSE has furnished the same to the Government. Meanwhile, the Hon'ble High Court, in its Judgment 9th read above, has dismissed the W.P.No.26318/2006.

3. After careful examination of the matter, Government have decided to drop further action against him in the matter as per the orders of A.P.A.T., and accordingly **further action** is hereby **dropped** against Sri **B.V.R.K.Murthy**,G.A.O(Retd.), o/o D.E.O.,Guntur, in this case.

4. Sri BVRK Murthy, while working as G.A.O., o/o D.E.O., Guntur, involved among others, in another misappropriation case of fraudulent withdrawal FBF, GIS amounts with fake names, for Rs.21.14 lakhs ; and criminal/disciplinary proceedings were initiated against him and they are still pending. Therefore, **pensionery benefits permissible** under G.O.Rt.No.**1097** Fin.(Pen.I), dt.22.6.2000 **only be released**.

5. The Commissioner & Director of School Education, Hyderabad, shall take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SURESH CHANDA
SECRETARY TO GOVERNMENT(SE)

To

Sri B.V.R.K.Murthy, G.A.O.(Retd.) through the C&DSE, Hyd.
The Commissioner & Director of School Education, Hyderabad.

Copy to the District Educational Officer, Guntur.
Copy to the Government Pleader for Education, A.P.A.T., Hyderabad.
Copy to the Accountant General, A.P., Hyderabad.
Copy to the Director of Treasuries & Accounts, Hyderabad.
Copy to the Director General, Anti Corruption Bureau, Hyderabad.
Copy to the Secretary to V.C., APVC.
SF/SCs.

// FORWARDED : BY ORDER //

SECTION OFFICER